G. R. S. 58]

Previous references.

File No. 213-09

1909.

(Courts)

Serial Nos. 1-4

Later references.

104 - 10

Es-65-13(1-6)13.

As 158-14

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4

Part B for June '10.

SUBJECT.

Establishment of a temporary Munsiff's court to clear off arrears.

---

1. From The Regr Chf Ct 4220 of 29/3/10
242

Brings to the notice of Govt the necessity for establishing temporary addl Munsiffs Ct for clearing off the large arrears of work & states that the Judge suggest the posting of a 2° Munsiff for a period of one year to Chicacola where relief is most needed.

2. To The Regr, Chf Ct 3343 of 5/5/10.

states that Govt coincide favourably the suggestion of the Chief Ct to appoint an addl Munsiff for one year & post him to Chicacola & request the submission of detailed proposals in the matter.

P. T. O.

GDB—5,000—22-10-10

Chf Cl 4732 of 17 5
281 10
a copy of a letter from the
Chickaballapur, states that the
accomodation can most con-
be settled by the Dy Comrs Kolar
& that the proposal of the
addl Sett may be sanctioned.

the proposal to appoint an
Moiff & post him to Chickballapur
the sett asked for a contingent
re of Rs 57- & also provisionally
Rs 150/- for immediate use
the cost of furniture. Request-
of Govt Press to supply articles
ney & request the Chief Ct
ve for the accomodation
ew Munsiffs Court in consul-
with the Dy Comr, Kolar &
t the necessary draft
ation for establishing the
& an estimate of the cost
niture required.

G.R.S.11] 1909. 10

GENERAL AND REVENUE SECRETARIAT

(Courts.)

NOTES.

Cts. File No. 213-09

FILE HEADING.

Establishment of a temporary Munsiffs' Court for clearing off arrears.

From The Registrar of the Chief Court of Mysore.

No. 4220/242 Dated 29.3.1910. Received 30.3.1910.

Diary No. J2469 | Enclos. 2 | Spare Copies | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Brings to the notice of Govt the necessity for establishing temporary additional Munsiffs' Courts for clearing off the large arrears of work and states that the Judges suggest the posting of a 2nd Munsiff for one year to Chikballapur where the arrears are too heavy.

NOTES AND ORDERS.

Subd for orders (scheduled matter).

Hcs 31.3.1910

Relief seems to be necessary for this Court.

~~2/4/10~~ 1/4/10.

Sec'y.

NOTES—First sheet

GPB—30,000—3-4-07.

Serial No.

3233

3 The recommendation of the Chief Court seems to be a reasonable one. Detailed proposals may be called for as stated in para 2 of the Chief Court's letter.

CBS
7/4/10

2nd Cr)

4 We may, I think, appoint 7.4.10 an additional Munsif for a year and post him to Chakbalapur with jurisdiction notified under S. 5 of the Civil Courts Regulation as the same as that of the present Munsif.

5 I think it would be the best way of keeping both the Munsifs engaged full time every day, if they both can be regarded as Judges of the same Court & divide the work of trying cases that may be ready between them. There need be no new establishment or separate registers for the additional Judge.

6 I am not quite sure whether this can be conveniently ar-

NOTE—Contn. sheet.

GPB—55,000—27.4.09

Serial No.

arranged so as not to be inconsistent with law. But the Ch. Court may be asked to give its opinion & if possible to carry out the arrangement.

I am even prepared to go the length of amending the law (if necessary) to make such an arrangement possible — i.e. increasing only the number of posts in any Muff's Ct.

Dewan 8/4/10

5501/12.4.10.

Circulate to Member 2nd also for his opinion. 9/4/10

I am tempted to enquire of "old Weinstill-hing" whether in their opinion this class of pleading has not deteriorated alike in rhetorique & in habits of application & industry. I am also inclined to think that there is far too much latitude allowed to members of the bar both in the conduct of cases & in the adjournments granted. I noticed this at an inspection of the Chitkhali Munsiff's Court some time ago. And very recently I saw that the Amulda Magistrate acquitted

NOTE—Contn. sheet.

GPB—55,000—27.4.09

G.R.S. 12]
General and Revenue Secretariat.

File No. 9[illegible]3 of 190 9 -

Serial No.	
	Mr Kesava chariar BA BL had caused the contagion - The present Munsiff at Karaur is notoriously incompetent - & yet the Chief Court are proposing his transfer to Madapur, while the 2nd Councillor thinks he may be shunted to the Chief Court Registrar's office as Dep'y Registrar
	Submitted 13 Apl 10
	Submitted 18 Apl 10 CSB 15-4-10
	15/4/10
1796 15.4.10	An additional munsiff for one year may be sent to the Chickballapur Court to clear off the Congestion of work. If the arrangement suggested by the 2nd Councillor is feasible, it will be much economical
	It would be worth while enquiring if any of the arrears is not due to the habits of working of the

NOTE—Contn. sheet.

GPB—55,000—27-4-09

G.R.S. 12]
General and Revenue Secretariat.

File No. of 190

Serial No.

Municipals who presided over the Court.

12 It is a good idea to appoint an addl. Municipl & push him to Court where there are heavy arrears by turns

15/4/10

Dewan

16/4/10

16/4/10

Ordered by the Secy

13 To B&A for favour of opinion.

16/4/10

Seen Dir 19/4/10

H Accts 752

Submitted

U.S. 15.4.10

14 no financial objection if the appointment is for only a year. But temporary establishments "die hard"!

20/4/10

20/4/10.

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Serial No.

A draft calling for the opinion of the Chief Court on the suggestion made by the 2nd Cr is put up.

Ch. SN
21/4/10. 21/4/10

16) There is no necessity to call for any further opinion now, as the Ch. Ct make detailed proposals again. ~~Put up a draft order~~ Put up draft accepting the proposal of the Ch. Ct and suggesting the arrangement outlined in the 2nd Cr's note. Early

21/4/10.

CS 21/4/10

17) Submitted with a draft order as directed above for approval & orders.

CS SN
22-4-1910 22/4/10

22/4/10

Sec'y. to Dewan

SN
22/4/10

5685
23-4-10

Draft altered with a letter approved by Dewan

Ch.
28/4/10

SB
22/4/10.

Issue SN 29/4/10

SB 29/4/10

Pus 13/5

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Serial No.	
2	To the Registrar, Chief Court. No 3343 dt 5-5-10. States that Govt Consider favourably the suggestion of the Chief Court to appoint an additional Munsiff temporarily for a period of one year and to post him to Chikballapur, and requests the submission of detailed proposals in the matter.
3	From the Registrar, Chief Court No 1732/287 dt 17.5.1910. Forwards a copy of a letter from the Munsiff of Chikballapur, states that the question of accommodation can most conveniently be settled by the Deputy Commissioner of Kolar, and recommends that the proposals of the Munsiff for additional establishment may be sanctioned. Subd. (19) Accommodation. The Munsiff of Chikballapur suggests two buildings near the Court, which can be made available for the additional Munsiff's Court proposed to be established now. But the Chief

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Serial No.

Court states that this question can most conveniently be settled by the Deputy Commissioner of Kolar.

20 Establishment. The Chief Court is of opinion that the following extra establishment asked for by the Munsiff appears to be reasonable and that the same may be sanctioned:—

	Rs
1. Head Munshi	35/-
1 Dy Munshi	25/-
1 Court Nazir	20/-
3 Munshis, each	28/-
4 Gumashas Do	18/-
1 Apprentice Clerk	10/-
1 Daffadar	7/-
1 Peon	6/-
1 Gollar	6/-
1 Farash	5/-

N.B. The existing establishment of the permanent Court is as follows:—

1. one Clerk on Rs 20/- per mensem
2. one Daffedar on Rs 7/- Do Do
3. one Dalayat on Rs 6/- Do Do
4. One Gollar on Rs 6/- Do Do
5. One Farash on Rs 5/- Do Do

Total Rs 45/- Do Do

21 A Sum of Rs 5/- (perhaps per mensem) is also proposed to be allowed to the temporary Court

22 Furniture & Stationery. It is not known what the articles of furniture on the whole would cost, as no estimate has been received.

Submitted for orders.

A small amount may perhaps be sanctioned provisionally.

Hubli 20 8 5

23.5.10 25/5/10 25/5/10 25/5/10

Sec) 24 The proposals appear reasonable

Subs 27/5

G.R.S. 12]
General and Revenue Secretariat.

CS File No. 43 of 1909-10

Serial No.

754

Subd.

wh 27/5/10 We Constitutions seem established the necessary Establishment must be allowed. Mem circ financial Objection = branch III) 27.5.10.

VC Subd

SW 28/5

31/5/10

Lt 27 Please put up draft sanctioning transmit to Devan through 2nd Cr

CS 1/6

31/1/10

VC Submitted with draft

Hes cert 1/6/1910 SW 2/6 Subd to Dewan thro 2nd Cr

31 4/6/10

4/6/10

6584
5-6-10

NOTE—Contn. sheet.

GPB—55,000—27-4-09

Submitted to His Highness.

B

The Chief Court have in their letter No. 4220/242 dated 29th March 1910 brought to notice that "the arrears of work in some of the Civil Courts are so congested as to amount practically to a denial of justice" and explained the necessity for locating additional Munsiffs temporarily at certain places. The place where assistance is most desired is Chikballapur, and the Chief Court recommend that an additional Munsiff may be located there for one year.

2. The proposal having been agreed to by the Financial Department and by both the Councillors, the Chief Court were informed that the Government was willing to consider the matter favourably, and were requested to submit definite proposal regarding the establishment required.

6.

3. The temporary establishment asked for is very moderate, costing only Rs.44 a month, as explained in the accompanying draft order. This, of course, is in addition to the pay of the temporary Munsiff. The draft sanctioning the appointment of an additional Munsiff for one year and the entertainment of the required establishment may be approved.

Paper under disposal -

P. Ramakrishna Pillai

Record of Cases submitted for the Orders of His Highness the Maharaja.

No. 1267
7-6-10

971

Subject.

Establishment of a temporary Munsiff's Court at Chikballapur, for clearing off arrears.

Order.

Approved
KRW
8/6/10

Recy; orders by Hon'ble Chief Justice

Issue
CB
10/6/10

13/6/10

12/6/10

B Rec: 14 Hons
14/7/10

11/6/10 10/6/10

G. R. S. 12]
General and Revenue Secretariat.

Ctc. File No. 213 of 1909-10

1

Serial No. 4

To the Registrar of the Chief Court
" Comptroller to Govt.
" Dy Commissioner, Kolar Distt
" Supdt. Govt Press and Stationery.

No 3731-4 & 14.6.10.

Approves of the proposal to appoint an additional munsiff and to post him to Chikballapur; sanctions the establishment asked for, and a Contingent expenditure of Rs 5/- and provisionally sanctions also a Sum of Rs 150/- for immediate use towards the cost of furniture; requests the Supdt Govt Press to supply articles of Stationery, and requests the Chief Court to arrange for the accommodation of the new munsiffs' Court in Consultation with the Dy Commissioner, Kolar Distt and to submit the necessary draft notification for establishing the Court and an estimate of the cost of furniture required.

NOTE—Contn. sheet.

GPB—55,000—27-4-09

No: 4220 Jud 2
242

J 1464

Bangalore, 29th March 1910.
29th

From

V. A. Rajaratna Mudaliar Esquire,
Registrar, Chief court of Mysore.

To

C. S. Balasundaram Iyer Esquire,
offg: Secretary to the Government of Mysore,
General and Revenue Departments.

Sir,

I am directed to bring to the notice of the Government that the arrears of work in some of the civil courts are becoming so congested as to amount practically to a denial of justice. On financial and other grounds courts have been abolished from time to time, but no special arrangements were ever made for clearing off the pending files.

2. The Judges of the chief court are not prepared at present to recommend the permanent establishment of any new courts for munsiffs, but they desire to impress upon the Government the

the necessity which exists for locating additional Munsiffs temporarily at certain places to assist the clearing off the arrears which have accumulated.

3. The place where assistance is most desired at present is Chikballapur. The accompanying statements show that at the end of February no less than 1078 cases were pending and that the disposals during the current year - though very fairly good are considerably less than the institutions for the same period.

4. Theoretically the remedy would lie in a redistribution of territorial jurisdiction between the Munsiffs of Chikballapur and Kolar; but the Judges of the Chief court have ascertained that any such redistribution would be very improper and they are not prepared to recommend it. They suggest that a second munsiff be posted to Chikballapur in the first instance for one year

if

Statement showing the institutions and disposals of regular and small cause suits since the beginning of July 1909.

Months.		Institutions		Disposals.		Remarks.
		Regular Suits	Small cause Suits	Regular suits	Small Cause Suits	
July	1909.	109	89	66	55	
August	"	79	49	83	70	
September	"	62	65	81	96	
October	"	55	40	49	34	
November	"	91	50	56	48	
December	"	59	42	42	38	
January	1910	79	86	50	58	
February	"	105	110	51	48	
	Total	639.	531.	478.	447.	

639
531
1170

478
447
925

Registrar

4

STATEMENT OF CIVIL CASES FILED AND DISPOSED O

Class and locality of Court and name of presiding Judge.	Cases of the kind shown in quarterly statements	Number pending from last month	Number filed during the month	Total	Number of cases disposed of	Nu
1	2	3	4	5	6	
P. Venkoba Rao, Esquire, B.A.B.L., Munsiff, Chikballapur.	No. 1 (Original)	781	105	886	51	
	„ Refiled ...	34	3	37	1	
	„ Remanded	1	-	1	"	
	Small cause ...	139	110	249	48	
	„ Refiled ...	5	-	5	"	
	„ Remanded.	-	-	"	"	
	No. 3 Execution.	466	149	615	111	
	„ 4 Miscellaneous.	128	36	164	10	
	„ 5 Appeals ...	1	"	1	"	

Number of working days in the month 22

Do days on which the Judge sat on the Bench... 19

Do do devoted for Civil work ... ... "

Do do do Criminal / or other work ... . "

F DURING THE MONTH OF February

ıber pending	Number of cases pending more than three months	Cases in which the hearing ha been completed and judgment h not been delivered.	
		Number of the case	Date on wh the hearing v completed in case
7	8	9	10
135	668		
36	29		
1	1		
201	24		
5	..		
"			
504	176		
154	85		
1	1		

Station Chikballa

Dated .

G. P. B.—436—2-8-08.

G.R.S. 28.]

Cts. **File No.** 213-09

Serial No. 2

2/5/10

Diary No. of letter replied to 2469

J 3343

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

(cls)

, the 19

Date of issue 5th May 1910

Signed by Mr S Srinivasamurthy

To the Regr of the Chief Court.

Sir, I am directed to acknowledge the
READ— receipt of your letter
~~Letter~~ No 2220/242 dated
the 29th March 1910, ~~from~~
~~the Registrar of the Chief~~
~~Court of Mysore~~, bringing to
the notice of Govt, the
necessity for establishing

~~ORDER THEREON.— No.~~
temporary additional
Munsiff's Courts for clearing
off the heavy arrears &
work in some Civil Courts
and stating that the
Judges suggest the posting
in the first instance, &

over

SUBJECT.

GPB—5,000—7-5-09

a 2nd Munsiff temporarily
for a period of one year,
to Chikballapur, where
relief required
~~work~~ is most desired.

2. In reply, I am to state that the
~~Govt. to which~~ are willing to)
~~are referred~~ consider favourably
Govt. ~~are of opinion~~ of the
Suggestion of the Chief Court
to appoint an additional
Munsiff temporarily for a
period of one year and
to post him to Chikballapur
to clear off the Congestion of
work there. But instead of
Constituting a Separate
Munsiff's Court with extra
establishment for maintaining
the Registers &c, it would in their
opinion be expedient to
~~be advisable~~ to
post an additional Munsiff
with jurisdiction Concurrent
with the present Munsiff, and
to regard both them Munsiffs as Judges of
the same Court, and to
divide between them the

and they will be glad to receive the detailed proposals promised in the last para of your letter under reply.

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

while keeping both the Munsiffs engaged full time

work of buying cases that may be ready. This arrangement would also obviate the necessity for a new establishment of separate registers for the additional Judge.

I am request that ~~The Chief Court is requested to have~~ the above suggestion may be kept in view in submitting detailed proposals in the matter.

Yours

for Secretary

To

The Registrar of the Chief Court of Mysore & Comptroller to Govt.

Ex.

22.4.1910.

3/5

A.732
No. 281

1910

Bangalore. 17th May 1910.
19

Secret 3

From.

The Registrar of the Chief Court
of Mysore.

To

The Officiating Secretary to Government,
General and Revenue Departments.

Sir,

With reference to your letter no. J.3343/
Cts: 213-09-2 dated the 5th May 1910, I am directed
to forward herewith copy of letter no: 628 dated the
12th Idem from the Munsiff of Chikballapur -
and to state that the question of accomo-
dation can most conveniently be settled
by the Deputy Commissioner of Kolar. The
proposals regarding extra Establishment-

appears

appear to be reasonable and may be

Sanctioned.

I have the honor to be

Sir,

Your most obedient Servant,

Registrar.

En. to 4732
281

From,

T.Venkoba Rao,Esq.,B.A.,B.L.,
Munsiff,Chickballapur.

To,

V.A.Rajaratna Mudaliar,Esq.,
Registrar of the Chief Court of Mysore,
Bangalore.

Dated 12th May 1910.
Gl.No.628.

Sir,

With reference to your letter No.4676/3065 dated the 6th May 1910,I have the honor to state that near the Court buildings there are two houses either of which,with some slight improvement, can be made available for the Additional Munsiff's Court. One of them belonged to Mr.Narayanasamy Chetty (Pleader and Merchant)and has been acquired by the Government for locating a Women's Hospital. The other belonged to Mr.Basappa (merchant) and has also been acquired by the Govemment. Better and more decent and convenient than these houses and far less costly would be the utilization,with slight alteration,of half of the buildings in which the Police - station and Lock-up are located. Either of these may be conveniently removed to the two rooms which are available in the Taluk - - Cutchery which is close by.

The opening of the temporary Court will,of necessity, throw additional work on the present clerical and process-establishment. To spare any clerk or process-server (as orderly) would be attended with considerable detriment to Court work. Two peons having been taken away under the Retrenchment-scheme,the present menial establishment is inadequate even under ordinary circumstances. It appears to me,therefore,that the following small establishment should necessarily be sanctioned for the new Court, Viz.,:-

1.

1.One bench-clerk on Rs:20/-per mensem

2.One Duffedar on ---Rs: 7/-per mensem.

3.One Dalayet on ---Rs: 6/-per mensem.

4.One gollar on ---Rs:6/-per mensem.

5.One farash on ---Rs: 5/-per mensem.

6.Contingency--------Rs: 5/-

Total Rs:49.

---

3. Necessary stationery and furniture should also be supplied. As regards furniture, 1 table 8 chairs for the bar, 2 benches for the public, 1 chair and one table for the Judge and 1 chair and 1 table for his chambers, 1 chair and 1 table for the clerk are required, and one punkah for Court-room.

I have etc.,etc.,

Sd/-T.Venkoba Rao

Munsiff.

'Copy'

Registrar.

G.R.S. 28.]

13/6/10

5 Cypher

Compl

No 766201

12

C45 File No. 213-09

Serial No. 4

G.R. No 602-09

130-6-10

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

(G)

, *the* 19

Date of issue 14-6-10.

Signed by Mr J. G. Rawadyer.

READ—

(1) Letter No 4220/242 dated 29th March 1910 from the Registrar of the Chief Court bringing to the notice of Govt the necessity for establishing temporary additional Munsiffs' Courts for clearing off the heavy arrears of work in some civil courts in the State and stating that the Judges suggest the posting, in the first instance of a 2nd Munsiff temporarily for a period of one year to Chickaballapur, where relief is most needed. —— with correspondence ending with

(2) Letter No 4732/281 dated 17th May 1910

over

ORDER THEREON.—No.

SUBJECT.

from the same officer, requesting sanction for the entertainment of certain additional hands for the work under new Munsiff and also for the supply of certain articles of furniture and stationery &c

order thereon — No J 3431-14 ch 213-09-4 dt 14/6/10.

1) Government are pleased to approve of the suggestion of the Chief Court to appoint an additional Munsiff temporarily for a period of one year and to post him to Chickballapur to clear off the congestion of work there. The Regr, Chief Court is requested to submit for the approval of Govt the necessary draft notification for publication in the Gazette.

2) Sanction is also accorded to the entertainment of the marginally noted establishment recommended by the Chief Court, the cost thereof being provided in the Budget for 1910-11.

1 one Bench clerk	on Rs 20/-	per mensem
2. one Dafedar	on Rs 7/-	Do
3. one Dalayet	on Rs 6/-	Do
4. one Gollar	on Rs 6/-	Do
5. one Farash	on Rs 5/-	Do
Total	Rs 44/-	

3 A Contingent expenditure not exceeding Rs 5/- may also be allowed to the new Court. The Superintendent Govt Press & Stationery is requested to supply the additional Munsiff with the necessary articles of Stationery

4) The Chief Court is requested to arrange for the accommodation of the new Munsiff's Court in a

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

suitable building, in consultation with the Deputy Commissioner, Kolar Dt, and also to submit for sanction an estimate of the cost of furniture absolutely required for that court. A sum of Rs 150/- is however provisionally sanctioned for immediate use

By order

For Secretary to Govt

Rs 200/-

Dft cert 1/6/1910

To

The Registrar, Chief Court

" Comptroller to Govt

" Dy Comm. Kolar Distt

" Supdt, Govt Press

" Stationery

Copy to Br II for information

MGCPB—30,000—5-4-05.